

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Public Servants – Agricultural Marketing Department – Departmental proceedings initiated against Sri D. Veeraswamy, Ex-Selection Grade Secretary, A.M.C., Anakapalli and Selection Grade Secretary(Retired) A.M.C., Tirupati on allegations of irregularities in construction of shopping complex at NTR Market Yard, Anakapalli - Awarding of penalty - Orders – Issued.

AGRICULTURE & COOPERATION (VIG.II) DEPARTMENT

G.O.Rt.No. 664

Dated:16-06-2009
Read the following:-

1. From DG(V&E) & EO.Prl.Secy.to Govt., G.A.D. Vigilance Report No.62, dt.19-05-2005.
2. Govt. Memo No.10803/Vig.II(1)/2005-1, dt.11-08-2005.
3. GORt.No.1195, Agri. & Coop.(Vig.II)Dept., dt.14-11-2005.
4. From Sri D. Veeraswamy, Selection Grade Secretary, A.M.C, Tirupati, Written statement of defence dt.9-1-2006.
5. Govt. Memo No.10803/Vig.II(1)/2005-4, dt.02-05-2007.
6. Govt. Memo No.10803/Vig.II(1)/2005-7, dt.30-08-2007.
7. From Inquiry Officer & Addl.DOM inquiry report No.DS(1)5532/05, dt.11-02-2008.
8. Gov t. Memo No.10803/Vig.II(1)/2005-9, dt.04-04-2008.
9. From Sri D. Veeraswamy, Selection Grade Secretary(Retired), Representation, dt.13-05-2008.
10. Govt.Letter No.10803/Vig.II(1)/2005-12, dt.01-11-2008.
11. From the Secretary, A.P.P.S.C., Hyd. Lr.No.1463/RT-I/1/2008, dt.21-02-2009.

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O R D E R:

On credible information, the General Administration(V&E) Department took up an enquiry into the allegations of irregularities in construction of shopping complex at NTR Market Yard, Anakapalli. The General Administration(V&E) Department, in their Vigilance Report 1st read above had recommended to initiate disciplinary action for major penalty against Sri D. Veeraswamy, Special Grade Secretary(now retired), A.M.C., Anakapalli and other Deputy Executive Engineer(M).

2. Accordingly, Government had initiated departmental proceedings by framing the following article of charge against Sri D. Veeraswamy, Ex-Selection Grade Secretary, A.M.C., Anakapalli and Selection Grade Secretary(Retired) A.M.C., Tirupati in the reference 3rd read above:-

Article of Charge: *"That Sri D. Veeraswamy, while working as Selection Grade Secretary, A.M.C., Anakapalli from 25-07-1998 to 22-08-2003, has not conducted the demand survey as per Circular No.CDM/24/80, dt.22-08-2003 of Commissioner and Director of Marketing, Hyderabad before construction of shopping complex of 58 shops at NTR Agricultural Market Yard, Anakapalli during the year 2002-03. He has not collected the deposit amount of 30% or Rs.20,000/- as fixed by C&DOM from the traders before starting of shopping complex. He has not executed any lease agreement with the traders before or even after the allotment of 47 shops as required under Circular No.CDM/24/80, dt.22-07-1980 of Commissioner and Director of Marketing. Thus he has violated the instructions Rc.NoB-255/2003, dt.7-4-2003 of the Commissioner and Director of Marketing, which is gross negligence and dereliction of his legitimate duties. His action is unbecoming on part of the employee and thereby violated Rule 3 of A.P.C.S(Conduct) Rule 1964".*

3. The Charged Officer Sri D. Veeraswamy, Selection Grade Secretary(now retired) has submitted his Written Statement of Defence denying the charge framed against him.

(PTO)

4. As the written statement of defence submitted by the Charged Officer was not found satisfactory, Government have appointed Sri G. Venkatappa Reddy, Additional Director of Marketing, O/o Commissioner & Director of Agricultural Marketing, Hyderabad as Inquiry Officer to conduct concurrent inquiry in to the charge framed against the Charged Officer along with other Charged Officer i.e. Deputy Executive Engineer(M). The Inquiry Officer, after conducting concurrent inquiry, has submitted the Inquiry Report concluding that the charge is held proved against the Charged Officer Sri D. Veeraswamy, Selection Grade Secretary(Retired).

5. Government, after careful examination of the matter, have provisionally decided to impose a penalty of withholding 2% pension permanently against Sri D. Veeraswamy, Selection Grade Secretary(Retired) under Rule 9 of A.P. Revised Pension Rules, 1980 as the charge framed against him is held proved. Accordingly, in the reference 8th read above, while communicating a copy of Inquiry Officer's report, Sri D. Veeraswamy, Selection Grade Secretary(Retired) was requested to show cause as to why the penalty of withholding 2% pension permanently should not be imposed against him as the charge held proved against him.

6. The Charged Officer Sri D. Veeraswamy, Selection Grade Secretary(Retired) has submitted his representation requesting to withdraw the proposed penalty of withholding 2% permanently against him.

7. Government, after careful examination with reference to record of inquiry, findings of Inquiry Officer and representation submitted by the Charged Officer, have decided to confirm the provisional decision to impose a penalty of withholding 2% pension permanently, as there are no fresh grounds under which the Charged Officer deserves any merit. Accordingly, Government have consulted the A.P. Public Service Commission for their concurrence vide reference 10th read above.

8. In the reference 11th read above, the A.P. Public Service Commission advised the Government that the penalty of 2% cut in pension be restricted for a period of 5 years against Sri D. Veeraswamy, Selection Grade Secretary(Retired), as there is no financial loss to Government.

9. Government, after careful examination of the matter, have decided to impose a penalty of withholding 2% pension for a period of five years against Sri D. Veeraswamy, Selection Grade Secretary(Retired) under Rule 9 of A.P. Revised Pension Rules, 1980.

10. Accordingly, Government hereby impose a penalty of withholding 2% pension for a period of five years against Sri D. Veeraswamy, Selection Grade Secretary(Retired) under Rule 9 of A.P. Revised Pension Rules, 1980.

11. The Commissioner and Director of Agricultural Marketing, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**PANKAJ DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT**

To

Sri D. Veeraswamy, Ex-Selection Grade Secretary, A.M.C., Anakapalli and Selection Grade Secretary(Retired) A.M.C., Tirupati

(Through: The Commissioner & Director of Agricultural Marketing, A.P., Hyderabad)

Copy to:-

The Commissioner & Director of Agricultural Marketing, A.P., Hyderabad.

The Secretary to V.C., A.P.V.C., Hyderabad.

The Director General(V&E) & EO.Prl. Secretary to Govt., General Administration Department, Hyderabad.

The Secretary, A.P.P.S.C., Hyderabad.

Sc/Sf.

// FORWARDED :: BY ORDER //

SECTION OFFICER